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METZ LEWIS
ATTORNEYS AT LAW

FACSIMILE COVER SHEET

Date: March 19, 2007

PLEASE DELIVER THE FOLLOWING FACSIMILE TRANSMISSION TO:

Name: Michael Astorino

Company: USPTO

Fax No.: (571) 273-8300

From: Barry I. Friedman

Re: Serial No. 09/923,181
Our Ref.: 1148/039

Pages: 3 (including cover sheet)

Message:

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Attorney Docket No. 1148/039

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 3736

PATENT APPLICATION

Examiner Michael Astorino

In re application of

APPARATUS FOR MONITORING
HEALTH, WELLNESS AND FITNESS

TELLER ET AL.

Serial No. 09/923,181

Filed August 6, 2001

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**REQUEST FOR STATUS OF ACKNOWLEDGMENT
BY EXAMINER OF PRIOR ART CITED BY APPLICANT**

Pittsburgh, Pennsylvania 15222

March 19, 2007

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On October 24, 2006, Applicants filed a request for formal acknowledgements by the
Examiner of the Information Disclosure Statements filed by Applicants on August 28, 2002,

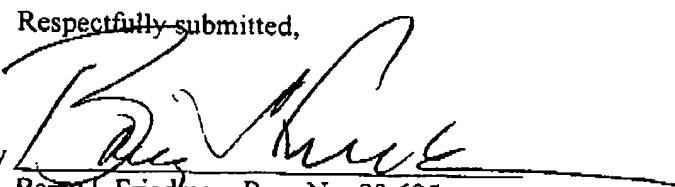
<u>CERTIFICATE OF FACSIMILE TRANSMISSION</u>	
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office fax number (571) 273-8300 on the date shown below:	
March 19, 2007	_____
Date of Deposit	_____
Barry I. Friedman	_____
Name of Person Signing	_____

July 10, 2003 and January 9, 2004, however as of this date, no such Acknowledgements have been received

Applicants respectfully request that the Examiner formally acknowledge his consideration of the prior art cited in the above-referenced Information Disclosure Statements on PTO Form 1449 or provide Applicants with a status of their request as soon as possible.

Respectfully submitted,

By


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